

AUG 26 2009

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF VIRGINIA
ROANOKE DIVISION

JOHN F. CORCORAN, CLERK
BY: *[Signature]*
DEPUTY CLERK

RONALD FONTANES,
Petitioner,

v.

COMMONWEALTH OF VIRGINIA,
Respondent.

Civil Action No. 7:09-cv-00355

FINAL ORDER

By: Hon. James C. Turk
Senior United States District Judge

In accordance with the memorandum opinion entered this day, it is hereby

ORDERED

that petitioner's petition for writ of habeas corpus, pursuant to 28 U.S.C. § 2254, is **DISMISSED**
without prejudice as successive and this action is **STRICKEN** from the active docket of the
court.

The Clerk is directed to send a copy of this order and the accompanying memorandum
opinion to the petitioner.

ENTER: This 26th day of August, 2009.

[Signature]
Senior United States District Judge